

 S/N 09/887,272

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fumiaki Katagiri et al. Examiner: _____
Serial No.: 09/887,272 Group Art Unit: 1638
Filed: June 23, 2001 Docket: 1360.003US2
Title: PLANT GENES INVOLVED IN DEFENSE AGAINST PATHOGENS

COMMUNICATION RE: MISSING PARTS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

In response to the "Notice to File Missing Parts" (see enclosed copy), we submit the signed Combined Declaration and Power of Attorney along with a check in the amount of \$130.00 to cover the large entity surcharge and a check in the amount of \$2232.00 to cover the large entity basic filing fee.

Applicants assume the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at (612) 373-6959.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

FUMIAKI KATAGIRI ET AL.

By their Representatives,

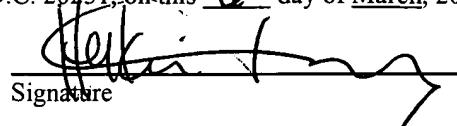
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6959

Date March 6, 2002

By 
Janet E. Embretson
Reg. No. 39,665
JEE:CMG:hst

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on this 16 day of March, 2002.

Name Heikei Tinsley

Signature 

If not provided for in a separate paper filed herewith, please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: Janet E. Embretson
Name: Janet E. Embretson
Reg. No. 39,665
JEE:CMG:hst

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231, on this 16 day of March, 2002.

Name

Heike Tinsley

Heike Tinsley
Signature

S/N 09/887,272

PATENT #6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fumiaki Katagiri et al. Examiner:
Serial No.: 09/887,272 Group Art Unit: 1638
Filed: June 23, 2001 Docket: 1360.003US2
Title: PLANT GENES INVOLVED IN DEFENSE AGAINST PATHOGENS

COMMUNICATION RE: CORRECTED APPLICATION PAPERS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

In response to the "Notice to File Missing Parts" which indicated "Corrected Papers" additionally required, enclosed is a substituted compact disk copy of the "Sequence Listing" in Computer Readable Form along with the statement that the content of the sequence listing is identical and includes no new matter.

Applicants assume the application is now in proper order and in condition for examination. Please direct any inquiries to the undersigned attorney at (612) 373-6959.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

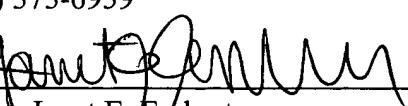
FUMIAKI KATAGIRI ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
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Minneapolis, MN 55402
(612) 373-6959

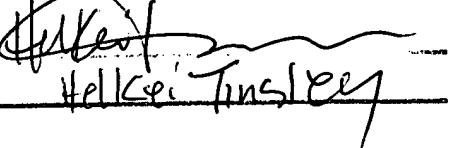
Date March 6, 2002

By


Janet E. Embretson
Reg. No. 39,665
JEE:CMG:hst

I hereby certify that this correspondence is being
deposited with the United States Postal Service as first
class mail in an envelope addressed to Assistant
Commissioner of Patents, Washington, D.C. 20231,
on March 6, 2002

Date of deposit


Helke Tinsley

#8



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/887,272	06/22/2001	Fumiaki Katagiri	1360.003US2

21186
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. BOX 2938
MINNEAPOLIS, MN 55402

CONFIRMATION NO. 5142
FORMALITIES LETTER



OC000000007163352

Date Mailed: 12/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1462.

■ \$792 for 44 total claims over 20.	01 FC:101	740.00	OP
■ \$400 for 5 independent claims over 3 .	02 FC:103	792.00	OP
■ \$270 for multiple dependent claim surcharge.	03 FC:102	420.00	OP
	04 FC:104	280.00	OP
	05 FC:105	130.00	OP
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 2302.**
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600

- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

MJM

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE